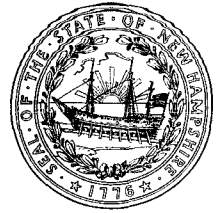




The State of New Hampshire  
*Department of Environmental Services*



Michael P. Nolin  
Commissioner

Mr. Tom Dube, Owner/President  
Dube-Plus  
10 Bricketts Mill Road  
Hampstead, New Hampshire 03841

LETTER OF DEFICIENCY  
WD WQE 006-009.  
September 15, 2006

Re: Watertown Village, Pickpocket Road, Wakefield, New Hampshire  
Town of Wakefield Tax Maps and Lot Nos. 29-3, 36-2 and 18-4

Dear Mr. Dube:

On September 11, 2006, personnel from the Department of Environmental Services ("DES") conducted an inspection on the subject property. The purpose of this inspection was to determine compliance with RSA 485-A:17 and applicable rules promulgated pursuant thereto. During the inspection, the following deficiencies were documented:

1. Terrain had been altered to construct a road for the Watertown Village subdivision. The proposed disturbance for construction of the road will exceed 100,000 square feet;
2. Alteration of terrain that will exceed 100,000 square feet requires a Site Specific Permit ("Permit") prior to commencement of the activities. DES has no record that a Permit application had been received, nor that a Permit had been issued for this work;
3. Adequate temporary erosion and sediment controls had not been installed in the road ditches, and
4. The road ditches had eroded and sediments had accumulated in them.

DES believes that the cited deficiencies can be resolved by:

1. Obtaining a Site Specific Permit **prior** to performing any additional alteration of terrain on the site, including, but not limited to: paving, excavating, filling, grading and road-building activities;
2. Submitting an erosion control plan ("ECP") prepared by either a PE licensed in the State of New Hampshire **or** a Certified Professional in Erosion and Sediment Control to DES for review and comment by **September 26, 2006**. The ECP should include the methods (with details) that will be used to correct Deficiency Nos. 3 and 4;

3. Implementing the ECP by **October, 3, 2006**, and
4. Submitting photo documentation to DES by **October 10, 2006**. The photographs should clearly show that the ECP has been fully implemented.

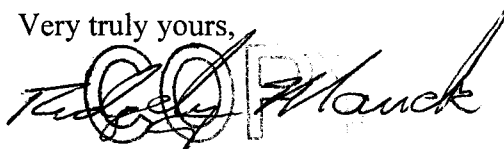
Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A and 485-A:17 may result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Department of Environmental Services  
Alteration of Terrain Program  
29 Hazen Drive  
PO Box 95  
Concord, NH 03302-0095  
Attn.: Denise Frappier

Should you have any questions regarding this letter, please contact Denise Frappier at 466-5910 or [dfrappier@des.state.nh.us](mailto:dfrappier@des.state.nh.us).

Very truly yours,



Ridgely Mauck, PE  
Land Resources Management Program

RAM/DMF/mw  
CERTIFIED MAIL, RRR# 7099 3400 0003 6154 9644

Cc: Kerry Barnsley, ~~DES~~ Legal Unit  
David Price, WB/WD/DES  
Wakefield Board of Selectmen  
Wakefield Planning Board  
Kathy Menici, Planner, Town of Wakefield